

Message

From: Minor, Dustin [Minor.Dustin@epa.gov]
Sent: 10/30/2020 10:51:03 PM
To: Busterud, Gretchen [Busterud.Gretchen@epa.gov]; Butler, Thomas [Butler.Thomas@epa.gov]; Wirtschafter, Joshua [Wirtschafter.Joshua@epa.gov]; Nguyen, Ylan [nguyen.ylan@epa.gov]
Subject: RE: A/C Comm and Work Product RE: Montrose Superfund site and the LA Times Article on Ocean Dumping
Attachments: Offshore CD highlighted.pdf

Ex. 5 AC/DP

Dusty
(415)972-3888

From: Busterud, Gretchen <Busterud.Gretchen@epa.gov>
Sent: Friday, October 30, 2020 2:01 PM
To: Butler, Thomas <Butler.Thomas@epa.gov>; Minor, Dustin <Minor.Dustin@epa.gov>; Wirtschafter, Joshua <Wirtschafter.Joshua@epa.gov>; Nguyen, Ylan <nguyen.ylan@epa.gov>
Subject: RE: A/C Comm and Work Product RE: Montrose Superfund site and the LA Times Article on Ocean Dumping

Hi Thomas –

Thanks for putting the draft response together quickly! Below is my suggested edit to the response to the second question – will something like that work?

Thanks,
Gretchen

From: Butler, Thomas <Butler.Thomas@epa.gov>
Sent: Friday, October 30, 2020 1:03 PM
To: Manzanilla, Enrique <Manzanilla.Enrique@epa.gov>; Herrera, Angeles <Herrera.Angeles@epa.gov>; Chesnutt, John <Chesnutt.John@epa.gov>; Barton, Dana <Barton.Dana@epa.gov>; Busterud, Gretchen <Busterud.Gretchen@epa.gov>
Cc: Minor, Dustin <Minor.Dustin@epa.gov>; Lyons, John <Lyons.John@epa.gov>; Wirtschafter, Joshua <Wirtschafter.Joshua@epa.gov>; Nguyen, Ylan <nguyen.ylan@epa.gov>
Subject: A/C Comm and Work Product RE: Montrose Superfund site and the LA Times Article on Ocean Dumping

Attorney-Client Communication/Privileged and Confidential/Attorney Work Product

Ex. 5 AC/DP

Ex. 5 AC/DP

From: Manzanilla, Enrique

Sent: Friday, October 30, 2020 12:19 PM

To: Herrera, Angeles <Herrera.Angeles@epa.gov>; Chesnutt, John <Chesnutt.John@epa.gov>; Barton, Dana <Barton.Dana@epa.gov>

Cc: Minor, Dustin <Minor.Dustin@epa.gov>; Butler, Thomas <Butler.Thomas@epa.gov>; Lyons, John <Lyons.John@epa.gov>

Subject: FW: Montrose Superfund site and the LA Times Article on Ocean Dumping

Importance: High

Looping....

From: Mackey, Cyndy <Mackey.Cyndy@epa.gov>

Sent: Friday, October 30, 2020 10:46 AM

To: Quast, Sylvia <Quast.Sylvia@epa.gov>; Rongone, Marie <Rongone.Marie@epa.gov>

Cc: DeLeon, Rafael <DeLeon.Rafael@epa.gov>; Patterson, Kenneth <Patterson.Kenneth@epa.gov>; Kulpan, Bruce <Kulpan.Bruce@epa.gov>; Sciretta, Nicholas <sciretta.nicholas@epa.gov>; Lyons, John <Lyons.John@epa.gov>; Manzanilla, Enrique <Manzanilla.Enrique@epa.gov>; Fonseca, Silvina <Fonseca.Silvina@epa.gov>
Subject: Montrose Superfund site and the LA Times Article on Ocean Dumping
Importance: High

Sylvia and Marie

Ex. 5 AC/DP

Thanks for your assistance.

Cyndy Mackey

Director, Office of Site Remediation Enforcement
EPA-Office of Enforcement and Compliance Assurance (Mail Code-2271A)
1200 Pennsylvania Ave., N.W. (Room-WJC 5206) Washington, DC 20460
202 564-8206 (Direct Line)
202 564-5110 (Office Line)
202 591-6184 (Office Cell)

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From: Mackey, Cyndy

Sent: Friday, October 30, 2020 1:34 PM

To: Bodine, Susan <bodine.susan@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Irving, John <Irving.John@epa.gov>; Hull, George <Hull.George@epa.gov>; Egan, Patrick <egan.patrick@epa.gov>

Cc: DeLeon, Rafael <DeLeon.Rafael@epa.gov>; Patterson, Kenneth <patterson.kenneth@epa.gov>; Bruce Kulpan <Kulpan.Bruce@epa.gov>

Subject: FW: Montrose Superfund site and the LA Times Article on Ocean Dumping

Importance: High

FYI – Attached are talking points that were given to the Region 9 in preparation for a conversation with Sen Feinstein. In addition to this communication, OCIR, OLEM and Region 9 are working together to respond to inquiries about the LA Times Article. OSRE is also looped into these communications.

Ex. 5 Deliberative Process (DP)

Thanks.

Cyndy Mackey

Director, Office of Site Remediation Enforcement
EPA-Office of Enforcement and Compliance Assurance (Mail Code-2271A)
1200 Pennsylvania Ave., N.W. (Room-WJC 5206) Washington, DC 20460

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From: Manzanilla, Enrique <Manzanilla.Enrique@epa.gov>
Sent: Friday, October 30, 2020 12:09 PM
To: Fleming, Sheila <fleming.sheila@epa.gov>; Lyons, John <Lyons.John@epa.gov>
Cc: Stalcup, Dana <Stalcup.Dana@epa.gov>; Lowery, Brigid <Lowery.Brigid@epa.gov>; Fitz-James, Schatzi <Fitz-James.Schatzi@epa.gov>; Ammon, Doug <Ammon.Doug@epa.gov>; Jeng, Terry <jeng.Terry@epa.gov>; Fonseca, Silvina <Fonseca.Silvina@epa.gov>; DeLeon, Rafael <DeLeon.Rafael@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>; Rongone, Marie <Rongone.Marie@epa.gov>; Quast, Sylvia <Quast.Sylvia@epa.gov>; Minor, Dustin <Minor.Dustin@epa.gov>; Chesnutt, John <Chesnutt.John@epa.gov>; Barton, Dana <Barton.Dana@epa.gov>; Herrera, Angeles <Herrera.Angeles@epa.gov>; Alpern, Michael <Alpern.Michael@epa.gov>; Glenn, William <Glenn.William@epa.gov>; Butler, Thomas <Butler.Thomas@epa.gov>; Torres, Tomas <Torres.Tomas@epa.gov>
Subject: RE: Memo for the Administrator on LA Times Article
Importance: High

Thanks Sheila.

Yes Silvina passed along the message below. Thanks Silvina!

Ex. 5 Deliberative Process (DP)

To start, I've attached the talking points we provided the RA in preparation for his conversation with the Senator's office. As a follow up to that conversation, we have provided the Senator's office the 1973 public SCCWRP report which identified these dump sites and will provide them contacts in both NOAA and DOI.

I hope the talking points provide a starting point for our colleagues in OCIR as to the complexity of answering the questions they are posing.

Enrique

From: Fleming, Sheila <fleming.sheila@epa.gov>
Sent: Friday, October 30, 2020 8:25 AM
To: Manzanilla, Enrique <Manzanilla.Enrique@epa.gov>; Lyons, John <Lyons.John@epa.gov>
Cc: Stalcup, Dana <Stalcup.Dana@epa.gov>; Lowery, Brigid <Lowery.Brigid@epa.gov>; Fitz-James, Schatzi <Fitz-James.Schatzi@epa.gov>; Ammon, Doug <Ammon.Doug@epa.gov>; Jeng, Terry <jeng.Terry@epa.gov>
Subject: FW: Memo for the Administrator on LA Times Article

Hi Enrique and John,
Silvina has probably already forwarded her email, but I wanted to make sure everyone is looped in. I'm sure we'll all be in touch soon.

S-

Sheila Fleming, P.E.
Acting Deputy Director
OLEM/Office of Superfund Remediation and Technology Innovation (OSRTI)
Phone: 206-303-8126

From: Fonseca, Silvina <Fonseca.Silvina@epa.gov>
Sent: Friday, October 30, 2020 8:18 AM
To: Donahue, Sean <donahue.sean@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Fleming, Sheila <fleming.sheila@epa.gov>
Cc: Ammon, Doug <Ammon.Doug@epa.gov>; Jeng, Terry <Jeng.Terry@epa.gov>; Lowery, Brigid <Lowery.Brigid@epa.gov>; Fitz-James, Schatzi <Fitz-James.Schatzi@epa.gov>
Subject: RE: Memo for the Administrator on LA Times Article

Good morning Sean,

Ex. 5 Deliberative Process (DP)

I will defer to OSRTI and OGC on the process for expanding a Superfund Site, should that decision be made by EPA senior leadership.

If you would like to schedule a quick call with OSRTI to discuss please let me know and I can assist.

Silvina Fonseca
Senior Advisor
Office of Land and Emergency Management
U.S. Environmental Protection Agency
Desk: 202.564.1955
Cell: 202.306.6844

From: Donahue, Sean <donahue.sean@epa.gov>
Sent: Friday, October 30, 2020 10:36 AM
To: Fonseca, Silvina <Fonseca.Silvina@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Fleming, Sheila <fleming.sheila@epa.gov>
Subject: FW: Memo for the Administrator on LA Times Article

Good morning,

I have a somewhat urgent question for you from OCIR.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Best regards,

Sean M. Donahue

Special Advisor

U.S. Environmental Protection Agency

1200 Pennsylvania Ave., NW

Washington, DC 20460

O: (202) 564-5007

Donahue.Sean@epa.gov

From: Edwards, John (Holt) <edwards.john@epa.gov>

Sent: Friday, October 30, 2020 10:17 AM

To: Tran, Victoria <tran.victoria@epa.gov>; Donahue, Sean <donahue.sean@epa.gov>; Shimmin, Kaitlyn <shimmin.kaitlyn@epa.gov>; Munoz, Charles <munoz.charles@epa.gov>

Cc: Busterud, John <Busterud.John@epa.gov>

Subject: Memo for the Administrator on LA Times Article

Vicki, Sean, and Kaitlyn,

Last night, John Busterud had a call with Senator Feinstein on a recent [LA Time article](#) that outlined how barrels of DDT were dumped in the Pacific Ocean off the coast of Southern California over a thirty year period from the 40's to the 70's. Senator Feinstein was very concerned about this issue and was asking what could be done from an EPA standpoint on this issue. This morning, Joe informed me that the Administrator has asked for a brief one pager containing information from both of your offices as well as R9. I believe I have the full background information from the talking points that were sent to John that I will forward to you momentarily in a separate email.

Vicki, if you could pull the enforcement history on this issue against the manufacturer Montrose that would be very helpful. Senator Feinstein asked several times if we were aware of the amount of barrels that were dumped over that time span. I am not sure if that information or even an estimate is something that OECA would have, but I thought I would ask.

Ex. 5 Deliberative Process (DP)

Charles, I believe I have most of the background information that I need from R9. However, if there are any additional details that I need to be aware of, please pass those along.

I apologize for the slight fire drill on this. The information does not need to be overly extensive, but Joe did ask that I get the ball rolling to see if it was possible to get this to the Administrator for his review over the weekend. If you can just send the information here on this chain, I will compile everything into memo format and submit it to his binder.

Please feel free to call me if you have any questions on this issue.

Holt

J. Holt Edwards

Special Assistant for Senate Affairs

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Environmental Protection Agency
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